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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/662,337	09/16/2003	Keiko Shiraishi	117194	9255
<div>25944 7590 02/05/2008</div> <div>OLIFF & BERRIDGE, PLC</div> <div>P.O. BOX 320850</div> <div>ALEXANDRIA, VA 22320-4850</div>				
			EXAMINER	
			PATEL, MANGLESH M	
			ART UNIT	PAPER NUMBER
			2178	
			MAIL DATE	DELIVERY MODE
			02/05/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/662,337

Applicant(s)

SHIRAISHI ET AL.

Examiner

Manglesh M. Patel

Art Unit

2178

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 13 November 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-16^{2 of 7} is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-16 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This **FINAL** action is responsive to the Amendment filed on 11/13/2007.
2. Claims 1-17 are pending. Claims 1, 10, 11, 12, 13, 16 and 17 are independent claims.

Withdrawn Rejections

3. The 35 U.S.C. 103(a) rejections of claims 1-17 with cited references of Joshi (U.S. 7,134,137) in view of Layman (U.S. 7,069,335) further in view of Eibach (U.S. Pub 2003/0084350) further in view of Nishio (U.S. Pub 2003/0137693) has been withdrawn in light of the amendment.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

5. Claims 1-17 are rejected under 35 U.S.C. 102(e) as being anticipated by Wu (U.S. Pub 2004/0001217, filed on Jun 26, 2002).

Regarding Independent claims 1, 10, 13 and 16, An instruction form retrieval apparatus comprising: A storage part that stores user information and information on an instruction form management apparatus that is connected to the instruction form retrieval apparatus via a network and is holding an at least one selectable instruction form associated with a user based on user access rights, wherein the instruction form is generated in advance, the instruction form and the user information, being associated with each other, wherein the instruction form includes instructions to perform at least one of faxing, scanning and printing files. A reception part that receives information on a user; A retrieval part that retrieves the instruction form accessible to the user from the instruction form management apparatus based on the received information on the user. An output part that outputs information on the retrieved instruction form to allow the user to instruct performing a process indicated in the instruction form to one or more instruction form execution apparatuses connected to the instruction form retrieval apparatus via the network; and an input part that

inputs the stored user information into the selected instruction form for an authenticated user, wherein the at least one selectable instruction form is located on at least one server.

Wu teaches the use a web based print service to allow users on wireless devices to access documents and print them (See abstract & paragraph 7). In fig 2 he shows that the document is selectable by the user and can be stored either on the device or any other location accessible by the network including server side (see paragraph 21 & 26). Furthermore he describes that the print request is sent in XML format to the server, thereby executing instructions on the form to carry out the print related tasks (see paragraph 33).

Furthermore he describes the authentication process needed to access the document and the print service (see paragraph 35). Since the authentication is done thru the web server WSDL generates the XML syntax thereby including the authentication within the document thereby forming a print request package using a single message (see paragraphs 35, 43-48 & 235, including the associated code on pg 235).

Regarding Dependent claim 2, with dependency of claim 1, Wu discloses wherein the output part outputs the information on the retrieved instruction form to the instruction form execution apparatus used by the user (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 3, with dependency of claim 1, Wu discloses wherein the output part outputs the information on the instruction form to a terminal used by the user (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 4, with dependency of claim 1, Wu discloses wherein the output part outputs a command to the instruction form management apparatus to transmit the instruction form accessible to the user to the instruction form execution apparatus used by the user, based on the information on the retrieved instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 5, with dependency of claim 1, Wu discloses wherein the output part outputs a command to the instruction form management apparatus to transmit the instruction form accessible to the

user to a terminal used by the user, based on the information on the retrieved instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 6, with dependency of claim 1, Wu discloses wherein the outputted information on the retrieved instruction form is information on the instruction form management apparatus holding the instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 7, with dependency of claim 1, Wu discloses wherein the outputted information on the retrieved instruction form includes information to identify the instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 8, with dependency of claim 1, Wu discloses wherein user authentication is performed using the information on the user (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 9, with dependency of claim 1, Wu discloses a display information generation part that generates information to display the information on the retrieved instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Independent claims 11 and 12, An instruction form execution apparatus comprising: an attachment part that attaches a storage medium, which is unique to a predetermined user, holding information on a plurality of instruction form management apparatuses holding at least one selectable instruction form associated with the user based on user access rights, wherein the instruction form is generated in advance, wherein the instruction form includes instructions to perform at least one of faxing, scanning and printing files; an input part that inputs the instruction form accessible to the user from two or more of the instruction form management apparatuses, based on the information on the instruction form management apparatus and inputs user information into the selected instruction form for an authenticated

user; and an execution part that executes a plurality of processing instructions indicated in the input instruction form, wherein the at least one selectable instruction form is located on at least one server.

Wu teaches the use a web based print service to allow users on wireless devices to access documents and print them (See abstract & paragraph 7). In fig 2 he shows that the document is selectable by the user and can be stored either on the device or any other location accessible by the network including server side (see paragraph 21 & 26). Furthermore he describes that the print request is sent in XML format to the server, thereby executing instructions on the form to carry out the print related tasks (see paragraph 33).

Furthermore he describes the authentication process needed to access the document and the print service (see paragraph 35). Since the authentication is done thru the web server WSDL generates the XML syntax thereby including the authentication within the document thereby forming a print request package using a single message (see paragraphs 35, 43-48 & 235 including the associated code).

Regarding Dependent claim 14, with dependency of claim 13, Wu discloses wherein the information on the retrieved instruction form is outputted to the instruction form execution apparatus used by the user (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Dependent claim 15, with dependency of claim 13, Wu discloses outputting a command to the instruction form management apparatus to transmit the instruction form accessible to the user to the instruction form execution apparatus used by the user, based on the information on the retrieved instruction form (See abstract & paragraph 7, 21, 26, 33-35, including the explanation provided in the independent claims).

Regarding Independent claim 17, An instruction form execution apparatus comprising: an attachment part that attaches a storage medium that stores at least one selectable instruction form that includes processing instructions associated with a user based on user access rights, wherein the instruction form is generated in advance wherein the instruction form includes instructions to perform at least one of faxing, scanning and printing files; a processing part that executes the processing instructions based on the instruction form to process information not stored in the storage medium; and an input part that inputs the stored user

information into the selected instruction form, wherein the at least one selectable instruction form is located on at least one server.

Wu teaches the use a web based print service to allow users on wireless devices to access documents and print them (See abstract & paragraph 7). In fig 2 he shows that the document is selectable by the user and can be stored either on the device or any other location accessible by the network including server side (see paragraph 21 & 26). Furthermore he describes that the print request is sent in XML format to the server, thereby executing instructions on the form to carry out the print related tasks (see paragraph 33).

Furthermore he describes the authentication process needed to access the document and the print service (see paragraph 35). Since the authentication is done thru the web server WSDL generates the XML syntax thereby including the authentication within the document thereby forming a print request package using a single message (see paragraphs 35, 43-48 & 235 including the associated code).

It is noted that any citation [[s]] to specific, pages, columns, lines, or figures in the prior art references and any interpretation of the references should not be considered to be limiting in any way. A reference is relevant for all it contains and may be relied upon for all that it would have reasonably suggested to one having ordinary skill in the art. [[See, MPEP 2123]]

Response to Arguments

6. Applicant's arguments filed 11/13/2007 have been fully considered but are moot in view of the new ground of rejection.

Conclusion

References cited

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
- Baran (U.S. 5,247,591) discloses "Method And Apparatus For The Primary And Secondary Routing Of Fax Messages Using Hand Printed Characters"
 - Berard et al. (U.S. 6,906,817) discloses "Network System For Directing The Transmission Of Facsimiles"

- Cook (U.S. 5,860,068) discloses "Method And System For Custom Manufacture And Delivery Of A Data Product"
- Yamaguchi et al. (U.S. Pub 2003/0123079) discloses "Image Forming Apparatus, Image Forming Method, And Storing Medium"
- Buis et al. (U.S. Pub 2003/0058469) discloses "Method And Apparatus For Printing XML directly Using Formatting Template"
- Shore et al. (U.S. 6,564,193) discloses "System For, And Method Of, Using The Internet System To Provide For The Transmission Of A Facsimile Message"
- VSI, Fax Integration using XML, August 1998, V-Systems Inc, pgs 1-6
- ExtremeFax, Internet Fax, 1999-2008, RingCentral, Inc, pgs 1-2
- Masinter, XML-F ("XML for FAX") (message), Dec 1998, img*org, pg 1
- Interfax, Interfax Fax Web Service, Oct 6, 2003, interfax, pgs 1-16
- OneOutBox, OneOutBox-Fax Services, 2008, Oneoutbox*com, pg 1
- Droman et al., Integrating for peripherals Fax Integration Using XML Technology, Jan 1999, XML coverpages, pgs 1-7

8. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action.

Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Manglesh M. Patel whose telephone number is (571) 272-5937. The examiner can normally be reached on M, W 6 am-3 pm T, TH 6 am-2pm, Fr 9am-6pm.

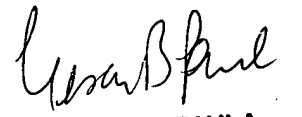
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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen S. Hong can be reached on (571) 272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Manglesh M. Patel
Patent Examiner
January 31, 2008



CESAR PAULA
PRIMARY EXAMINER